

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Arrigo ARLETTI et al.

Serial No. 10/575,751

Filed April 13, 2006

For PROCESS FOR THE CONTINUOUS PRODUCTION OF EMULSIONS



Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- Postcard
 - Response to Restriction Requirement (3 pages)

The Commissioner for Patents is hereby authorized to charge the required fees, any deficiency, or credit any overpayment, to Deposit Account Number 08-2336, in relation to the above-identified application.

Respectfully submitted,

ARRIGO ARLETTI ET AL.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: **Arrigo Arletti et al.**)
Serial Number: **10/575,751**) Group Art Unit: **1797**
Filed: **April 13, 2006**) Examiner: **Andrew Joseph Janca**
For: **PROCESS FOR THE CONTINUOUS**)
PRODUCTION OF EMULSIONS)

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February 27, 2009

RESPONSE TO RESTRICTION REQUIREMENT

This is in response to the restriction requirement under 35 U.S.C. 121 and 372, dated January 27, 2009, for which a one-month period for response was set.

Claims 1-23 are pending in this application. The Office Action has set forth a requirement for restriction of the prosecution of this application to the following Groups of claims:

- | | |
|----------|---|
| Group I | Claims 1-14, drawn to a method for the multistage production of a liquid emulsion; or |
| Group II | Claims 15-23, drawn to a mixing apparatus comprised of two connected stator-rotor devices |

Applicants hereby provisionally elect Group I, claims 1-14 with traverse. Applicants are traversing the Restriction Requirement in light of 37 CFR 1.475(b) which recites:

An international or a national stage application containing claims to different categories of invention will be considered to have unity of invention if the claims are drawn only to one of the following combinations of categories:

(4) A process and an apparatus or means specifically designed for carrying out the said process

Applicants respectfully submit that the claims of Group II are directed to an apparatus specifically designed for carrying out the process represented by the claims of Group I. Therefore, under 37 CFR 1.475 Unity of Invention does exist.

In view of the foregoing, Applicants respectfully request the Examiner to reconsider and withdraw the restriction requirement, and to examine all of the claims pending in this application.

Should the Examiner have questions or comments regarding this application or this Response, Applicants' attorney would welcome the opportunity to discuss the case with the Examiner.

No payment is believed to be due; however, the Commissioner is hereby authorized to charge U.S. PTO deposit account 08-2336 any payment due and to credit any overpayment thereto.

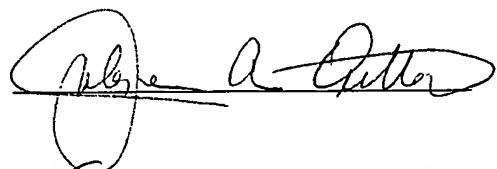
Respectfully submitted,



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I hereby certify that this correspondence is being deposited with sufficient postage thereon with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 27, 2009.



February 27, 2009
Date of Signature